

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

IN RE: CROP INPUTS ANTITRUST)
LITIGATION) 4:21-MD-2993-SEP
)
) ALL CASES
)

**DEFENDANTS' JOINT MOTION TO DISMISS PLAINTIFFS' CONSOLIDATED
AMENDED CLASS ACTION COMPLAINT**

COME NOW, Defendants BASF Corporation, Bayer CropScience LP, Bayer CropScience Inc., Cargill Incorporated, CHS Inc., Corteva Inc., Federated Co-operatives Ltd., GROWMARK, Inc., GROWMARK FS, LLC, Nutrien Ag Solutions, Inc., Pioneer Hi-Bred International, Inc., Simplot AB Retail Sub, Inc., Syngenta Corporation, Tenkoz, Inc., Univar Solutions, Inc., and Winfield Solutions, LLC, by and through their undersigned counsel, pursuant to Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6), and collectively move to dismiss with prejudice Plaintiffs' Consolidated Amended Class Action Complaint in its entirety for failure to state a claim upon which relief can be granted and for lack of subject-matter jurisdiction.¹ Defendants' Joint Motion to Dismiss is based upon all of the files, records, and proceedings herein, the accompanying Memorandum of Law in support of the Motion, the law applicable hereto, and the arguments of counsel.

¹ Motions to dismiss are being filed contemporaneously by the following Defendants based on separate individualized issues: (1) Cargill Inc.; (2) Federated Co-operatives Ltd.; (3) Syngenta Corp.; and (4) Univar Solutions, Inc. Each of those Defendants also joins fully in this Motion.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on November 10, 2021, the foregoing was filed electronically with the Clerk of Court to be served by operation of the Court's electronic filing system to all counsel of record.

*/s/ Edwin G. Harvey*_____